



PATENT
P57053

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

JUN-HYUK LEE *et al.*

Serial No.: 10/826413

Examiner: MICHAEL T. VU

Filed: 19 April 2004

Art Unit: 2683

For: PRIVATE WIRELESS HIGH-SPEED DATA SYSTEM AND DATA SERVICE
METHOD

PETITION UNDER 37 C.F.R. §1.181

Commissioner for Patents
P.O.Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants respectfully petition from the Examiner's failure, in the first Office action (Paper No. 20051202) mailed on 13 December 2005, to acknowledge the filing by Applicants and receipt by the U.S. Patent & Trademark Office of all of the certified copies of the foreign priority documents in the above-captioned application, and as reasons therefor Applicants state that:

**CERTIFICATE OF
FACSIMILE TRANSMISSION**

I hereby certify that, on 22 December 2005, this correspondence is being facsimile transmitted to the U.S. Patent & Trademark Office (Facsimile No. 571-273-8300)

Total 4 sheets


For Robert E. Bushnell

Folio: P57053
Date: 12/22/05
I.D.: REB/kf



P57053 19 April 2004

Applicant: JUN-HYUK LEE *et al.*

S.N.: *to be assigned*

Priority No. 2003-27335 (4/29/03)

Filed: 19 April 2004

For: *PRIVATE WIRELESS HIGH-SPEED DATA SYSTEM AND DATA SERVICE*

Document(s) filed:

- NEW APPLICATION (Specification, claims 1-17, abstract) - 40 pages
- COVER LETTER for the new application
- FORMAL DRAWINGS (Figs.1-5).. 5 sheets.
- Original Declaration (**executed**), Transmittal of Declaration
- Original Assignment (**executed**), PTO-1595
- INFORMATION DISCLOSURE STATEMENT & PTO1449 & (8) reference(s)
- Transmittal of Proprietary Material Under MPEP § 724
- Proprietary Materials (a copy of the specification and drawings of the two (2) US co-pending applications, attorney's docket Nos. P57051, P57054, simultaneously filed with the present application)
- Certified Priority document No. 2003-27335 & Claim of Priority
- Checks #45528 for \$770.00, #45529 for \$40.00 & Fee Transmittal(s)
- This post card.

22386 U.S. PTO
10/826413



Please Hold for Serial No.

STATEMENT OF FACTS

1. On 19 April 2004, Applicants filed a certified copy, under seal of the Commissioner of Patents of the Korean Intellectual Property Office, a certified copy of Korean priority application No. 10-2003-0027335 filed on 29 April 2003.
2. Upon the filing of this Korean priority application, Applicant received a stamped postcard receipt from the Mail Room of the U.S. Patent & Trademark Office, confirming the timely filing and receipt by the Office of a certified copy Korean priority application No. 10-2003-0027335.
3. In Paper No. 20051202 mailed on 13 December 2005, the Examiner erroneously indicated, in PTOL-326, that the certified copy had not been received.

REMARKS

A copy of Applicants' postcard receipt attesting to the timely filing and receipt of the certified Korean priority application is enclosed. There is therefore, a timely perfection of Applicants' claim for priority. Correction of the record and prosecution history is respectfully requested.

RELIEF REQUESTED

Accordingly, the Commissioner is respectfully requested to direct the Examiner to:

- A. Confirm in writing that a certified copy of Korean priority application No. 10-2003-0027335 has been timely filed and received by the U.S. Patent & Trademark Office.
- B. Confirm that the Applicant has timely perfected Applicant's claim for priority.
- C. Grant such other and further relief as justice may require.

Respectfully submitted,



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